

AMENDED IN SENATE MARCH 18, 2015

SENATE BILL

No. 193

**Introduced by Committee on Veterans Affairs (Senators Nielsen
(Chair), Allen, Hueso, Nguyen, and Roth)**

February 10, 2015

An act to amend ~~Section 64~~ *Sections 102 and 451* of the Military and Veterans Code, relating to ~~veterans~~: *the state militia*.

LEGISLATIVE COUNSEL'S DIGEST

SB 193, as amended, Committee on Veterans Affairs. Veterans.

Existing law adopts the Uniform Code of Military Justice, and the Manual for Courts-Martial, as governing and applicable to the active state militia, including the California National Guard.

This bill would delete outdated references to executive orders and statutes creating the Manual for Courts-Martial and the Uniform Code of Military Justice, and would update a reference to the National Defense Authorization Act.

~~Existing law establishes a California Veterans Board, consisting of 7 members appointed by the Governor, subject to confirmation by the Senate. Among other things, existing law requires the board to advise the Department of Veterans Affairs and the Secretary of Veterans Affairs on policies for operations of the department.~~

~~This bill would make technical, nonsubstantive changes to those provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 102 of the Military and Veterans Code is~~
2 ~~amended to read:~~

3 102. The Uniform Code of Military Justice (Chapter 47
4 (commencing with Section 801) of Title 10 of the United States
5 Code) and the rules and regulations adopted thereunder, together
6 with the Manual for Courts-Martial, United States, 1984 (Executive
7 Order 12473 of April 13, 1984, as amended), are hereby adopted
8 as a part of this code and shall govern and be applicable, except
9 as otherwise provided in this code or in regulations adopted by the
10 Adjutant General, to the active militia, including the California
11 National Guard.

12 ~~SEC. 2. Section 451 of the Military and Veterans Code is~~
13 ~~amended to read:~~

14 451. (a) The constitution and jurisdiction of general
15 courts-martial, special courts-martial, summary courts-martial,
16 and courts of inquiry, the form and manner in which the
17 proceedings are conducted and recorded, the forms of oaths and
18 affirmations taken in the administration of military law by such
19 courts, the limits of punishment, and the proceedings in the revision
20 thereof, shall be governed by the terms of the Articles of War, the
21 National Defense *Authorization* Act, the laws and regulations
22 governing the Army of the United States and the United States Air
23 Force, and the law and procedure of similar courts of the United
24 States Army, and the United States Air Force, except as otherwise
25 provided in this chapter.

26 ~~From and after May 31, 1951, the~~

27 (b) ~~The provisions of the Uniform Code of Military Justice~~
28 ~~(Public Law 506, Eighty-first Congress, Second Session, Chapter~~
29 ~~169) Justice, and the rules and regulations published thereunder,~~
30 shall govern and be applicable except as otherwise provided in
31 this code to the active militia including the California National
32 Guard.

33 ~~SECTION 1. Section 64 of the Military and Veterans Code is~~
34 ~~amended to read:~~

35 ~~64. There is in state government a California Veterans Board.~~

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